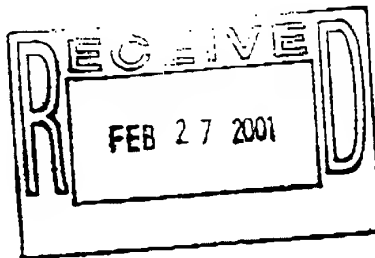




UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231
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FEB 23 2001

OFFICE OF PETITIONS
A/C PATENTSDECISION GRANTING
PETITIONWILLIAM E JOHNSON JR
THE MATTHEWS FIRM
1900 WEST LOOP SOUTH
SUITE 1800
HOUSTON, TX 77027In re Application of:
MUSSLEWHITE, JEFFREY D., et al.
Application No. 09/524,117
Filed: 03/13/2000
Attorney Docket No. DLY-14


This is a decision on the renewed petition under 37 C.F.R. §1.10(c), filed on October 25, 2000, requesting that the above-identified application be accorded a filing date of March 13, 2000, rather than the presently accorded filing date of July 12, 2000.¹

Petitioner alleges that the application was deposited in Express Mail service on March 13, 2000. In support, the petition is accompanied by a copy of Express Mail receipt no. EH906694591US showing a "date in" of March 13, 2000 and a copy of the certificate of mailing used with this application that shows a matching Express Mail label number.²

In view of the above, *this petition is granted.*

This application will be returned to Initial Patent Examination Division for correction of the filing date to March 13, 2000.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Scott M. Ledford in the Office of Petitions at (703) 306-5593.


Beverly Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Assistant Commissioner
for Patent Examination Policy

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¹ Although Petitioner requests relief under 37 C.F.R. §1.181, the evidence is better tailored toward relief under 37 C.F.R. §1.10(c). Therefore, this decision treats the petition accordingly.

² Petitioner also included the application cover sheet, which indicates an Express Mail label number of EH9066945591US. The discrepancy between this number and the one given on the certificate of mailing and on the Express Mail label itself is presumed to be a typographical error. If this is an incorrect presumption, Petitioner must immediately notify the office. See, M.P.E.P. 2000


No. EH0966945591US, duly stamped by the United States Postal Office as being received on March 13, 2000, and bearing the United States Postal Office date stamp of March 13, 2000. See Exhibit 3 attached hereto.

Therefore, having duly shown receipt by the United States Post Office of all the materials previously submitted by Applicants as evidence, and the new evidence shown herein above evidencing transmittal of the same on March 13, 2000 by the United States Post Office, Applicants respectfully traverse the Examiner's decision to deny the granting of the Petition and hereby request that the same be granted.

Applicants once again respectfully request that the Petition Fee of \$130.00 previously submitted on July 12, 2000, be refunded in view of the drawings having already been filed in this application on March 13, 2000. The Applicants do not believe that any additional is due or payable to the United States Patent Office. However, if additional fees are required the Commissioner is authorized to charge Deposit Account No. 13-2166 for the payment of those fees. This authorization is made in duplicate.

<p>CERTIFICATE OF EXPRESS MAILING</p> <p>I certify that this document and fee is being deposited on October 25, 2000 with the U.S. Postal Service as Express Mail No. <u>EH0966945591US</u> and is addressed to Assistant Commissioner for Patents, OFFICE OF PETITIONS, Washington, D.C. 20231.</p> <p>_____ LISA L. NEWBY</p>

Respectfully Submitted,



William E. Johnson, Jr.
Reg. No. 22,719
The Matthews Firm
1900 West Loop South, Ste. 1800
Houston, Texas 77027
Tel: 713-355-4200
Fax: 713-355-9689

UTILITY PATENT APPLICATION TRANSMITTAL
(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
DLY-14

Total Pages in this Submission

TO THE ASSISTANT COMMISSIONER FOR PATENTS

Box Patent Application
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

"WELL COMPLETION CONVERTIBLE FLOAT SHOE/COLLAR"

and invented by:

JEFFREY D. MUSSLEWHITE
JEFFRY C. EHLINGER
JERRY P. ALLAMON
JACK E. MILLER

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Enclosed are:

Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 12 pages and including the following:
 - a. ☒ Descriptive Title of the Invention
 - b. ☐ Cross References to Related Applications (if applicable)
 - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
 - d. ☐ Reference to Microfiche Appendix (if applicable)
 - e. ☒ Background of the Invention
 - f. ☒ Brief Summary of the Invention
 - g. ☒ Brief Description of the Drawings (if drawings filed)
 - h. ☒ Detailed Description
 - i. ☒ Claim(s) as Classified Below
 - j. ☒ Abstract of the Disclosure

EXHIBIT 1

UTILITY PATENT APPLICATION TRANSMITTAL
(Large Entity)*(Only for new nonprovisional applications under 37 CFR 1.53(b))*Docket No.
DLY-14

Total Pages in this Submission

Application Elements (Continued)

3. ☒ Drawing(s) (when necessary as prescribed by 35 USC 113)
- a. ☐ Formal Number of Sheets _____
- b. ☒ Informal Number of Sheets 2
4. ☒ Oath or Declaration
- a. ☒ Newly executed (original or copy) ☐ Unexecuted
- b. ☐ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application only)
- c. ☒ With Power of Attorney ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application,
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference (usable if Box 4b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ Computer Program in Microfiche (Appendix)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all must be included)
- a. ☐ Paper Copy
- b. ☐ Computer Readable Copy (identical to computer copy)
- c. ☐ Statement Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

8. ☒ Assignment Papers (cover sheet & document(s))
9. ☐ 37 CFR 3.73(B) Statement (when there is an assignee)
10. ☐ English Translation Document (if applicable)
11. ☐ Information Disclosure Statement/PTO-1449 ☐ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Acknowledgment postcard
14. ☒ Certificate of Mailing

☐ First Class ☒ Express Mail (Specify Label No.): EH9066945591US

UTILITY PATENT APPLICATION TRANSMITTAL

(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
DLY-14

Total Pages in this Submission

Accompanying Application Parts (Continued)

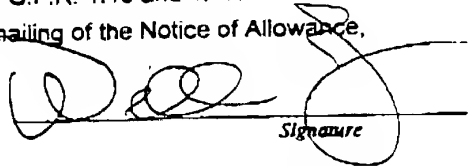
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ Additional Enclosures (please identify below):

Fee Calculation and Transmittal

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	10	- 20 =	0	x \$18.00	\$0.00
Indep. Claims	2	- 3 =	0	x \$78.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$690.00
OTHER FEE (specify purpose)					\$0.00
TOTAL FILING FEE					\$690.00

- ☒ A check in the amount of \$690.00 to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 13-2166 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).


Signature

Dated: 3/13/2000

WILLIAM E. JOHNSON, JR
Reg. No. 22,719
THE MATTHEWS FIRM
1900 West Loop South, Suite 1800
Houston, TX 77027
(713) 355-4200 - (Telephone)
(713) 355-9689 - (Fax)

cc:

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): JEFFREY D. MUSSELWHITE, ET AL

Docket No.

DLY-14

Serial No.

Filing Date

Examiner

Group Art Unit

Invention: "WELL COMPLETION CONVERTIBLE FLOAT SHOE/COLLAR"

I hereby certify that this Trans. Ltr. Cert. Mail Declaration Assign. Check: Response Card
(Identify type of correspondence)is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on03/13/2000
(Date)

Elaine Barnes

(Typed or Printed Name of Person Mailing Correspondence)

Elaine Barnes
(Signature of Person Mailing Correspondence)

EH906694591US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

EXHIBIT 2

EXPRESS MAIL
FIRST CLASS POSTAL SERVICE™

POST OFFICE TO ADDRESSEE

EH906694591US

(POSTAL USE ONLY)	
Day of Delivery Date: 7/20/01 Time: 12 noon	Flat Rate Envelope <input type="checkbox"/>
Postage \$ 11.75	Return Receipt <input type="checkbox"/>
Int'l Alpha Country Code	C.O.D. <input type="checkbox"/>
Acceptance Clerk Initials [Signature]	Total Postage & Fees \$ 11.75

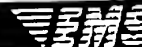
SEE REVERSE SIDE FOR
SERVICE GUARANTEE AND
INSURANCE COVERAGE LIMITS



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PAYMENT: Corporate Acct. No. or Acct. No. of Acct. No.	<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Only) I wish delivery to be made without obtaining signature of addressee or addressee's agent. (If delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery. <input type="checkbox"/> NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday Customer Signature: [Signature]
FROM: (PLEASE PRINT) William S. Johnson The Matthews Firm 1100 West 34th St. Austin, TX 78701-5314	TO: (PLEASE PRINT) Mr. Matt Johnson for 1100 West 34th St. Austin, TX 78701-5314

FOR PICKUP OR TRACKING CALL 1-800-222-1811



Label 11-B October 1995



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EXHIBIT 3